IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE C.N.RAMACHANDRAN NAIR

THURSDAY, THE 30TH NOVEMBER 2006 / 9TH AGRAHAYANA 1928

WP(C).No. 31539 of 2006(D)

PETITIONER:

K.S. AJITH, KOOVAMPLACKAL HOUSE,
CHERADU, MALAMPUZHA, PALAKKAD.

BY ADV. SRI.VINOD KUMAR.C

RESPONDENTS:

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1. STATE OF KERALA, REPRESENTED BY
ITS CHIEF SECRETARY, THIRUVANANTHAPURAM.

2. FISHERIES DESPUTY DIRECTOR,
MALAMPUZHA, PALAKKAD.

BY G.P. SRI.I.V.PROMOD

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 30/11/2006, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

C.N.RAMACHANDRAN NAIR, J.

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W.P.(C) No.31539 of 2006

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Dated this the 30th day of November, 2006.

JUDGMENT

Petitioner's case is that inspite of being the lowest tenderer, contract for supply of baby fish is not awarded to him. Government Pleader reported that petitioner did not produce any evidence to show that he owns hatchery nor has any other own source of baby fish. According to the petitioner, he has the required facility. I do not find any difficulty for the second respondent to conduct an enquiry and verify petitioner's claim. In the circumstances, W.P. is disposed of directing the second respondent to conduct inspection of petitioner's hatchery and if petitioner is found to have facility and source for baby fish, contract will be awarded to him. Since petitioner is the lowest bidder, no confirmation will be made unless second respondent is satisfied that petitioner does not have the required facilities. The petitioner will produce copy of this judgment before the second respondent and give location of his hatchery or own source, for conducting enquiry and for taking decision.

C.N.RAMACHANDRAN NAIR
Judge

pms